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OFFICE OF PETITIONS

In re Application of:
MULLER, Karl-Friedrich, et al. :
Application No.: 10/088,286 :
Filing Date: June 21, 2002 :
Attorney's Docket No.: HM-480PCT :
For: DEVICE FOR RAISING AND
WITHDRAWING A BACK-UP ROLL
BEARING UNIT : :

DECISION ON PETITION FOR
REVIVAL OF ABANDONED
APPLICATION UNDER
37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.137(b) to revive the above-entitled application, filed May 09, 2005.

The petition is **GRANTED**.

This application became abandoned for failure to timely file a proper reply to the final Office action mailed February 11, 2004, which set a shortened statutory period of reply of three (3) months. On May 14, 2004, applicants filed an Amendment in response to the final Office Action. However, as indicated in the Advisory Action mailed July 16, 2004, the Amendment was not sufficient to place the application in condition for allowance. Accordingly, the application was abandoned as of midnight on May 11, 2004.

On May 09, 2005, applicants filed the petition for revival under 37 CFR 1.137(b) considered herein. The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that it includes: (1) the petition fee; (2) the required statement of unintentional delay; and (3) the required reply in the form of a Request For Continued Examination (RCE), with fee (the Amendment previously filed on May 14, 2004 satisfies the submission requirement of 37 CFR 1.114). Accordingly, the reply to the final Office action of February 11, 2004 (in the form of the RCE and submission) is accepted as having been unintentionally delayed.

The application file is being referred to Technology Center AU 3725

Telephone inquiries concerning this decision should be directed to Richard M. Ross at (571) 272-3296 or, in his absence, the undersigned at (571) 272-3217.

Frances Hearn

Brian Hearn
Petitions Examiner
Office Of Petitions